



D-03-1-515 -D5

PATENT

AF/1fw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

In re Application of)	Group Art Unit: 2875
Jeffrey P. Buschmann et. al.)	Examiner: Adam C. Rehm
Serial No.: 10/803,347)	Paper No.
Filed: March 18, 2004)	
For: ELECTRIC LAMP WITH RECESSED LENS		

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date May 12, 2006, signed William E. Meyer.

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER OF AN APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Dear Sir:

1. The Advisory Action fails to note that a Notice of Appeal has been filed. Applicants provided Notice of Appeal to the Board from the Decision of the Primary Examiner mailed January 19, 2006 finally rejecting claims 1-16. The Notice was provided on March 17, 2006. A copy is enclosed.
2. The Advisory Action entered the amendment for purposes of 35 USC 112, but failed to clarify whether both of the 112 rejections were overcome. The Applicant assumes the "lack of antecedent basis" rejection was overcome by the claim amendment. The Applicant further, not having clarification from the Examiner, assumes the "omitting structural connections" rejection was not overcome, and remains subject to appeal.
3. Enclosed are 3 copies of the Applicant's Brief

Respectfully Submitted,

By: William E. Meyer
William E. Meyer, Reg. No. 30,719
Attorney for Applicants

OSRAM SYLVANIA INC.
100 ENDICOTT STREET
DANVERS, MA 01923
(978) 750-2384